

ORIGINAL

1 Yao.Ind

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11 Attorneys for United States of America

12 **IN THE UNITED STATES DISTRICT COURT**

13 **FOR THE TERRITORY OF GUAM**

14 UNITED STATES OF AMERICA,)

15 Plaintiff,)

16 vs.)

17 XIAN LONG YAO,)

18 Defendant.)

CRIMINAL CASE NO. **07-00043**

INDICTMENT

ILLEGAL REENTRY

[6 U.S.C. §§ 202(3), 202(4) & 557,
and 8 U.S.C. § 1326 (a)(1)]

19 **THE GRAND JURY CHARGES:**

20 On about August 24, 2005, in the District of Guam, the defendant herein XIAN LONG
21 YAO, an alien, did unlawfully and intentionally enter the United States after having been
22 removed and deported from the United States on or about July 25, 2002, at Agana, Guam, and
23 that prior to his re-embarkation from a place outside the United States, the defendant knew he
24 had not received the consent of the Attorney General of the United States to reapply for

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27 //

1 admission and to enter the United States, in violation of Title 6, United States Code, §§ 202(3),
2 202(4) & 557, and Title 8, United States Code, §§ 1326(a)(1).

3 DATED this 25th day of April, 2007.

4
5 A TRUE BILL.

6
7 Foreperson

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9 LEONARDO M. RAPADAS
10 United States Attorney
11 Districts of Guam and NMI

12
13 By: Karon V. Johnson
14 KARON V. JOHNSON
15 Assistant U.S. Attorney

16 Reviewed:

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18 By: Jeffrey J. Strand
19 JEFFREY J. STRAND
20 First Assistant U.S. Attorney
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Place of Offense:

City Hagåtña

Related Case Information:

Country/Parish N/ASuperseding Indictment _____ Docket Number 07-00043Same Defendant _____ New Defendant X

Search Warrant Case Number _____

R 20/ R 40 from District of _____

Defendant Information:

Juvenile: Yes _____ No X Matter to be sealed: _____ Yes X NoDefendant Name Xian Long Yao

Allias Name _____

Address _____

Birth date XX/XX/1966 SS# XXX-XX-4198 Sex M Race A Nationality Chinese

U.S. Attorney Information:

AUSA Karon V. JohnsonInterpreter: _____ No X YesList language and/or dialect: Mandarin Chinese

Location Status:

Arrest Date _____

☐ Already in Federal Custody as of _____ in _____☐ Already in State Custody☐ On Pretrial Release

U.S.C. Citations

Total # of Counts: 1 _____ Petty _____ Misdemeanor X Felony

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count(s)</u>
Set	<u>6 U.S.C. §§ 202(3), 202(4) & 1557, and 8 U.S.C. § 1326(a)(1)</u>	<u>ILLEGAL REENTRY</u>	<u>1</u>
Set	<u>2</u>	_____	_____
Set	<u>3</u>	_____	_____
Set	<u>4</u>	_____	_____

(Continued on reverse)

Date: 4/24/07 Signature of AUSA: Karon V. Johnson